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AMENDED IN SENATE MARCH 22, 2001

SENATE BILL

No. 290

Introduced by Committee on Transportation (Senators Murray (Chair), Costa, Figueroa, Karnette, Perata, Scott, Soto, and Torlakson)

February 16, 2001

An act to amend Section 5440 of, and to add Section 5442.11 to, the Business and Professions Code, to amend Section 11011.18 of, *to add Section 14102 to*, and to repeal Section 14529.3 of, the Government Code, *to amend Section 20351 of the Public Contract Code, to amend Sections 120222 and 125223 of the Public Utilities Code*, to amend Sections 302 and 325 of, and to add Section 301.5 to, the Streets and Highways Code, and to amend Sections ~~5014.1~~ 4000.6, 5014.1, 5017, 6700.2, 9400.1, 9410, 9862.5, 12509, 16020, 16028, 20002, and 34672 of, and to add Section 24612 to, the Vehicle Code, relating to transportation.

LEGISLATIVE COUNSEL'S DIGEST

SB 290, as amended, Committee on Transportation. Transportation.

(1) The Outdoor Advertising Act regulates the placement of advertising displays adjacent to and within specified distances of highways that are part of the national system of interstate and defense highways and federal aid highways. The act, except as specified, prohibits any advertising display from being placed or maintained on property adjacent to a section of a freeway that has been landscaped if the advertising display is designed to be viewed primarily by persons traveling on the main-traveled way of the landscaped freeway.

This bill would additionally exempt from that prohibition, and would subject an advertising display to special removal and relocation provisions, not more than 4 nonconforming advertising displays located in the Mid-City Recovery Redevelopment Project Area within the City of Los Angeles, if the displays meet prescribed conditions.

The bill would set forth facts and declare that the provisions specified above constitute necessary special legislation.

(2) Existing law requires the Department of Transportation to furnish to the Department of General Services a record of each parcel of real property, where available, or identified transportation project, which it possesses, except certain existing properties or projects. Existing law further requires certain other descriptions to be provided.

This bill would recast these provisions to instead require the department to furnish the above record of each parcel, containing revised information to the Department of General Services by July 1, 2002, and each July 1 thereafter, with respect to lands, buildings, office buildings, maintenance stations, equipment yards, and parking facilities. The bill would exclude from the report existing highways, airspace, excess lands, and property acquired for highway projects.

(3) *Existing law requires the Department of Transportation to encourage research and development of technological innovation in all modes of transportation in cooperation with public agencies and the private sector.*

This bill would require the State Energy Resources Conservation and Development Commission, in consultation with the department, to study the potential cost-effectiveness and energy efficiency of utilizing retroreflective sheeting materials on highway signs. The bill would require the commission, in completing the study, to review any existing

studies to the extent feasible and report its finding to the Legislature on or before May 1, 2002.

(4) Existing law requires funds received by the Department of Transportation as reimbursement for any work performed by the department under contract or other agreement for any local agency or entity or for any other state agency or state entity be deposited in the Transportation Reimbursable Work Account which is a continuously appropriated account in the State Transportation Fund.

This bill would repeal those provisions.

~~(4)~~

(5) *Under existing law, contracts for construction in excess of \$10,000 and contracts for the purchase of supplies, equipment, and materials in excess of \$20,000 are required to be awarded by the North San Diego County Transit Development Board to the lowest responsible bidder after competitive bidding, except in an emergency.*

This bill would increase these thresholds from \$10,000 to \$50,000 and from \$20,000 to \$50,000, respectively.

(6) *Under existing law, when an expected purchase contract involving the San Diego Metropolitan Transit Development Board exceeds \$1,000 and does not exceed \$50,000, that board is required to seek a minimum of 3 quotations which permit prices and other terms to be compared.*

This bill would increase the above-described threshold from \$1,000 to \$2,500.

(7) Existing law requires the California Transportation Commission to relinquish to any city or county any portion of any state highway within the city or county that has been deleted from the state highway system by legislative enactment. These relinquishments become effective upon the first day of the next calendar or fiscal year, whichever first occurs after the effective date of the legislative enactment.

This bill would authorize the commission to relinquish to the City of Newport Beach a specified portion of State Highway Route 1, upon terms and conditions the commission finds to be in the best interests of the state. The relinquishment would become effective immediately following the county recorder's recordation of the relinquishment resolution containing the commission's approval of the terms and conditions of the relinquishment. The portion of State Highway Route 1 relinquished as specified would cease to be a state highway on the effective date of the relinquishment. The bill would impose a

state-mandated local program by requiring the City of Newport Beach to perform specified functions.

~~(5)~~

(8) Existing law authorizes the California Transportation Commission, upon a determination by the commission that it is in the best interests of the state to do so, to relinquish, upon terms and conditions approved by it, that portion or portions of State Highway Route 2 located within the City of West Hollywood or the City of Santa Monica, or both, to that city or cities, upon agreement by the city or cities to accept the relinquishment or relinquishments. A relinquishment under this authority is effective on the date specified in the commission's approved terms and conditions with the respective city, and, thereafter, State Highway Route 2 may not include the portion or portions so relinquished, nor may the portion or portions be considered for future adoption by the state.

This bill would authorize the commission to relinquish to the City of Los Angeles a specified portion of State Highway Route 2, upon terms and conditions the commission finds to be in the best interests of the state, and would require the City of Los Angeles to maintain within its jurisdiction certain directional signs, thereby imposing a state-mandated local program. The relinquishment would become effective immediately following the county recorder's recordation of the relinquishment resolution containing the commission's approval of the terms and conditions of the relinquishment. The portion of State Highway Route 2 relinquished as specified would cease to be a state highway on the effective date of the relinquishment.

~~(6)~~

(9) Existing law lists and describes the highway routes in the state highway system, including State Highway Route 25.

This bill would amend the description of State Highway Route 25.

~~(7)~~

(10) Existing law provides, among other things, that, upon the implementation of the permanent trailer identification plate program, all trailers shall receive an identification certificate upon conversion to the permanent trailer identification program.

This bill would exempt from this requirement cases where the registrant has elected to apply for trailer identification plates or the trailer is exempt from registration.

~~(8)~~



(11) Existing law imposes gross vehicle weight fees, in accordance with a schedule, upon the registration of commercial motor vehicles operated either singly or in combination with a declared gross vehicle weight of 10,001 pounds or more. Under existing law, pickup truck weight fees are not calculated under that schedule.

This bill would additionally not calculate electric vehicle weight fees under that schedule.

The bill would preclude the weight of any vehicle issued an identification plate pursuant to a specified provision or the weight of an implement of husbandry, as defined, from being considered when calculating the declared gross vehicle weight of a towing commercial motor vehicle that is owned and operated exclusively by a farmer or an employee of a farmer in the conduct of agricultural operations.

The bill would require tow trucks that are utilized to render assistance to the motoring public or to tow or carry impounded vehicles to pay the above described weight fees in accordance with the existing schedule, except that the fee calculation shall be based only on the gross vehicle weight rating of the towing or carrying vehicle. The bill would require, upon each initial or transfer application for registration, the registered owner or lessee or that lessee's or owner's designee, to certify to the Department of Motor Vehicles the gross vehicle weight rating of the tow truck. Because under existing law, a failure to comply with the Vehicle Code is a crime, this bill would impose a state-mandated local program, by expanding the scope of that crime.

~~(9)~~

(12) Under existing law, the driver of any vehicle involved in an accident resulting only in damage to any property, including vehicles, is allowed to move the vehicle, if possible, off the main lanes of the highway to a safe location within the immediate vicinity of the accident unless that action would create a traffic hazard or cause an injury to any person. Existing law requires that driver to undertake certain notification actions.

This bill would recast this provision to require the driver involved in the described accident to, instead, immediately stop the vehicle at the nearest location that will not impede traffic or otherwise jeopardize the safety of other motorists. The bill would also require the driver to immediately undertake the notification requirements.

Because these changes would have the effect of expanding the scope of an existing crime, this bill would impose a state-mandated local program.

~~(10)–~~

(13) Existing law exempts from vehicle weight fees one commercial vehicle weighing less than 6,001 pounds unladen which, among other things, is used primarily for the transportation of a disabled person.

This bill would increase the weight of the commercial vehicle entitled to the exemption to those weighing less than 8,001 pounds unladen, rather than less than 6,001 pounds unladen. The bill would make a correspondingly related change in a provision governing nonresident daily commuters.

~~(11)–~~

(14) Under existing law, in computing any penalty relating to the registration and transfer of vessels, a fraction of a dollar is disregarded unless it exceeds 50¢.

This bill would apply the above if the fraction of a dollar equals or exceeds 50¢.

~~(12)–~~

(15) Existing law provides for the issuance of an instruction permit by the Department of Motor Vehicles subject to certain requirements which permit entitles the applicant to operate a vehicle for a period not exceeding 12 months.

This bill would additionally require an applicant to qualify for and be issued an instruction permit within 12 months from the date of the application and would entitle an instruction permitholder to operate a vehicle for 24 months, rather than 12 months, from the date of the application.

~~(13)–~~

(16) Existing law requires every driver and every owner of a motor vehicle to be able to establish financial responsibility, and, at all times, carry in the vehicle evidence of a form of financial responsibility, which may be obtained by a law enforcement officer from the electronic reporting system established by the Department of Motor Vehicles. Existing law provides that evidence of financial responsibility may include the number of an insurance policy. Existing law requires, upon the demand of a peace officer, that evidence of financial responsibility be provided by a person driving a motor vehicle.

This bill would provide that the electronic reporting system alternative applies when that system becomes available for use by law enforcement officers.

The bill would also provide that the name of the insurance company is required to be included, as well as the number of the insurance policy,



as evidence of financial responsibility. The bill would also provide that evidence of financial responsibility be provided to a traffic collision investigator upon the demand of that investigation.

~~(14)–~~

(17) Existing law sets forth in the Vehicle Code lighting and reflector requirements for vehicles operating upon the highways.

This bill would require all trailers and semitrailers having an overall width of 80 inches or more and a gross vehicle weight rating of more than 10,000 pounds, and manufactured on or after December 1, 1993, except as specified, and all truck tractors manufactured on or after July 1, 1997, to be equipped with the conspicuity system specified in a federal Motor Vehicle Safety Standard.

The bill would allow any trailer, semitrailer, or motor truck having an overall width of 80 inches or more and manufactured prior to December 1, 1993, and any truck tractor manufactured prior to July 1, 1997, to be equipped with the conspicuity system.

Because a violation of Vehicle Code equipment requirements is, under existing law, a crime, this bill would impose a state-mandated local program by creating a new crime.

~~(15)–~~

(18) Existing law requires a motor carrier permit to be canceled and a \$20 fee to be assessed to the motor carrier permit applicant if the permit is paid by check and the check is dishonored by the bank.

This bill would delete the required \$20 fee assessment for dishonored checks.

~~(16)–~~

(19) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that with regard to certain mandates no reimbursement is required by this act for a specified reason.

With regard to any other mandates, this bill would provide that, if the Commission on State Mandates determines that the bill contains costs so mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.



(20) *This bill would incorporate additional changes in Section 4000.6 of the Vehicle Code proposed by AB 1472, to be operative only if AB 1472 and this bill are both enacted and become effective on or before January 1, 2002, and this bill is enacted last.*

The bill would incorporate additional changes in Section 5014.1 of the Vehicle Code proposed by AB 1472, to be operative only if AB 1472 and this bill are both enacted and become effective on or before January 1, 2002, and this bill is enacted last.

The bill would incorporate additional changes in Section 5017 of the Vehicle Code proposed by AB 1472, to be operative only if AB 1472 and this bill are both enacted and become effective on or before January 1, 2002, and this bill is enacted last.

The bill would incorporate additional changes in Section 9400.1 of the Vehicle Code proposed by AB 1472, to be operative only if AB 1472 and this bill are both enacted and become effective on or before January 1, 2002, and this bill is enacted last.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 5440 of the Business and Professions
2 Code is amended to read:

3 5440. Except as provided in Sections 5441, 5442, 5442.7,
4 5442.8, 5442.9, 5442.10, and 5442.11, no advertising display may
5 be placed or maintained on property adjacent to a section of a
6 freeway that has been landscaped if the advertising display is
7 designed to be viewed primarily by persons traveling on the
8 main-traveled way of the landscaped freeway.

9 SEC. 2. Section 5442.11 is added to the Business and
10 Professions Code, to read:

11 5442.11. Notwithstanding any other provision of this chapter,
12 Section 5440 does not apply to any advertising display in the
13 Mid-City Recovery Redevelopment Project Area within the City
14 of Los Angeles if all of the following conditions are met:

15 (a) Not more than four advertising displays, whose placement
16 or maintenance is otherwise prohibited under this chapter, may be
17 erected if approved by the Community Redevelopment Agency of
18 the City of Los Angeles as part of an owner-participation
19 agreement or disposition and development agreement.

1 (b) All four advertising displays meet the requirements set
2 forth in Section 5405 and 5408.

3 (c) Placement or maintenance of each advertising display does
4 not require the immediate trimming, pruning, topping, or removal
5 of trees located on a state highway right-of-way to provide
6 visibility to the advertising display, unless done as part of the
7 normal landscape maintenance activities that would have been
8 undertaken without regard to the placement of the display.

9 (d) No advertising display shall advertise products or services
10 that are directed at an adult population, including, but not limited
11 to, alcohol, tobacco, gambling, or sexually explicit material.

12 (e) If any advertising display erected pursuant to this section is
13 removed for purposes of a transportation project undertaken by the
14 department, the display owner is entitled to relocate that display
15 and is not entitled to monetary compensation for the removal or
16 relocation.

17 (f) The advertising display shall not cause a reduction in federal
18 aid highway funds as provided in Section 131 of Title 23 of the
19 United States Code.

20 SEC. 3. Section 11011.18 of the Government Code is
21 amended to read:

22 11011.18. The Department of Transportation, by July 1, 2002,
23 shall furnish to the Department of General Services a record of
24 each parcel of real property that it possesses, including lands,
25 buildings, office buildings, maintenance stations, equipment
26 yards, and parking facilities. This furnishing requirement does not
27 apply to existing highways, airspace, excess lands, and properties
28 acquired for highway projects. The record shall be furnished by the
29 Department of Transportation to the Department of General
30 Services in a uniform format specified by the Department of
31 General Services. The Department of General Services shall
32 consult with the Department of Transportation on the development
33 of the uniform format. The Department of Transportation shall
34 update its record of these real property holdings, reflecting any
35 changes, by July 1 of each year. The record shall include the
36 following information:

37 (a) The location of the property within the state and county, the
38 size of the property, including its acreage, and any other relevant
39 property data.

40 (b) The date of acquisition of the real property, if available.

1 (c) The manner in which the property was acquired and the
2 purchase price, if available.

3 (d) A description of the current uses of the property and any
4 projected future uses, if available.

5 (e) A concise description of each major structure on the
6 property.

7 SEC. 3.5. *Section 14102 is added to the Government Code, to*
8 *read:*

9 *14102. The State Energy Resources Conservation and*
10 *Development Commission, in consultation with the department,*
11 *shall study the potential cost-effectiveness and energy efficiency of*
12 *utilizing retroreflective sheeting materials on highway signs. In*
13 *completing the study, that commission shall review any existing*
14 *studies to the extent feasible and report its findings to the*
15 *Legislature on or before May 1, 2002.*

16 SEC. 4. Section 14529.3 of the Government Code, as added
17 by Chapter 783 of the Statutes of 1999, is repealed.

18 SEC. 5. *Section 20351 of the Public Contract Code is*
19 *amended to read:*

20 20351. Contracts for the construction in excess of ~~ten~~ fifty
21 thousand dollars (~~\$10,000~~) (\$50,000) shall be awarded to the
22 lowest responsible bidder after competitive bidding, except in
23 emergency declared by the vote of two-thirds of the membership
24 of the board.

25 SEC. 5.2. *Section 120222 of the Public Utilities Code is*
26 *amended to read:*

27 120222. Contracts for the purchase of supplies, equipment,
28 and materials in excess of fifty thousand dollars (\$50,000) shall be
29 awarded to the lowest responsible bidder submitting a responsive
30 bid after competitive bidding, except in emergency declared by the
31 vote of two-thirds of the membership of the board. When the
32 expected purchase contract exceeds ~~one~~ two thousand five
33 hundred dollars (~~\$1,000~~) (\$2,500) and does not exceed fifty
34 thousand dollars (\$50,000), the board shall seek a minimum of
35 three quotations, either written or oral, which permit prices and
36 other terms to be compared.

37 SEC. 5.3. *Section 125223 of the Public Utilities Code is*
38 *amended to read:*

39 125223. Contracts for the purchase of supplies, equipment,
40 and materials in excess of ~~twenty~~ fifty thousand dollars (~~\$20,000~~)

1 (\$50,000) shall be awarded to the lowest responsible bidder after
2 competitive bidding, except in an emergency declared by the vote
3 of two-thirds of the membership of the board.

4 SEC. 5.7. Section 301.5 is added to the Streets and Highways
5 Code, to read:

6 301.5. The commission may relinquish to the City of Newport
7 Beach the portion of Route 1 that is located between Jamboree
8 Road and the southern city limits of the City of Newport Beach,
9 upon terms and conditions the commission finds to be in the best
10 interests of the state.

11 (a) A relinquishment under this section shall become effective
12 immediately following the county recorder's recordation of the
13 relinquishment resolution containing the commission's approval
14 of the terms and conditions of the relinquishment.

15 (b) On and after the effective date of the relinquishment, both
16 of the following shall occur:

17 (1) The portion of Route 1 relinquished under this section shall
18 cease to be a state highway.

19 (2) The portion of Route 1 relinquished under this section shall
20 be ineligible for future adoption under Section 81.

21 (c) The City of Newport Beach shall ensure the continuity of
22 traffic flow on the relinquished portions of Route 1, including, but
23 not limited to, any traffic signal progression.

24 (d) For those portions of Route 1 that are relinquished, the City
25 of Newport Beach shall maintain within its jurisdiction signs
26 directing motorists to the continuation of Route 1.

27 SEC. 6. Section 302 of the Streets and Highways Code is
28 amended to read:

29 302. (a) Route 2 is from:

30 (1) The point where Santa Monica Boulevard crosses the city
31 limits of the City of Santa Monica at Centinela Avenue to Route
32 101 in Los Angeles.

33 (2) Route 101 in Los Angeles to Route 210 in La Canada
34 Flintridge via Glendale.

35 (3) Route 210 in La Canada Flintridge to Route 138 via
36 Wrightwood.

37 (b) Upon a determination by the commission that it is in the best
38 interests of the state to do so, the commission may, upon terms and
39 conditions approved by it, relinquish that portion or portions of
40 Route 2 located within the City of West Hollywood or the City of

1 Santa Monica, or both, to that city or cities, upon agreement by the
2 city or cities to accept the relinquishment or relinquishments. A
3 relinquishment shall be effective on the date specified in the
4 commission's approved terms and conditions with the respective
5 city. Thereafter, Route 2 shall not include the portion or portions
6 so relinquished, nor shall the portion or portions be considered for
7 future adoption in accordance with Section 81. For portions of
8 Route 2 that are so relinquished, the City of West Hollywood or the
9 City of Santa Monica, or both, shall maintain within their
10 respective jurisdictions signs directing motorists to the
11 continuation of State Highway Route 2.

12 (c) (1) Notwithstanding subdivision (a), the commission may
13 relinquish to the City of Los Angeles the portion of Route 2 that
14 is located between Route 405 and Moreno Drive in that city, upon
15 terms and conditions the commission finds to be in the best
16 interests of the state.

17 (2) A relinquishment under this subdivision shall become
18 effective immediately following the county recorder's recordation
19 of the relinquishment resolution containing the commission's
20 approval of the terms and conditions of the relinquishment.

21 (3) On and after the effective date of the relinquishment, both
22 of the following shall occur:

23 (A) The portion of Route 2 relinquished under this subdivision
24 shall cease to be a state highway.

25 (B) The portion of Route 2 relinquished under this subdivision
26 shall be ineligible for future adoption under Section 81.

27 (4) For those portions of Route 2 that are relinquished, the City
28 of Los Angeles shall maintain within its jurisdiction signs
29 directing motorists to the continuation of Route 2.

30 SEC. 7. Section 325 of the Streets and Highways Code is
31 amended to read:

32 325. Route 25 is from Route 198 to Route 101, near Gilroy.

33 SEC. 7.3. *Section 4000.6 of the Vehicle Code is amended to*
34 *read:*

35 4000.6. Any commercial motor vehicle, singly or in
36 combination, that operates with a declared gross vehicle weight
37 that exceeds 10,000 pounds shall be registered pursuant to Section
38 9400.1.

39 (a) A person submitting an application for registration of a
40 commercial motor vehicle operated in combination with a

1 semitrailer, trailer, or any combination thereof, shall include the
2 declared combined gross weight of all units when applying for
3 registration with the department, *except as exempted under*
4 *subdivision (a) of Section 9400.1.*

5 (b) This section does not apply to pickups nor to any
6 commercial motor vehicle or combination that does not exceed
7 10,000 pounds gross vehicle weight.

8 (c) Any peace officer, as defined in Chapter 4.5 (commencing
9 with Section 830) of Title 3 of Part 2 of the Penal Code, having
10 reason to believe that a motor vehicle, singly or in combination,
11 is being operated in excess of its registered declared gross vehicle
12 weight, may require the driver to stop and submit to an inspection
13 or weighing of the vehicle or vehicles and an inspection of
14 registration documents.

15 SEC. 7.5. *Section 4000.6 of the Vehicle Code is amended to*
16 *read:*

17 4000.6. Any commercial motor vehicle, singly or in
18 combination, that operates with a declared gross vehicle *or*
19 *combined gross* weight that exceeds 10,000 pounds shall be
20 registered pursuant to Section 9400.1.

21 (a) A person submitting an application for registration of a
22 commercial motor vehicle operated in combination with a
23 semitrailer, trailer, or any combination thereof, shall include the
24 declared combined gross weight of all units when applying for
25 registration with the department, *except as exempted under*
26 *subdivision (a) of Section 9400.1.*

27 (b) This section does not apply to pickups nor to any
28 commercial motor vehicle or combination that does not exceed
29 10,000 pounds gross vehicle weight.

30 (c) Any peace officer, as defined in Chapter 4.5 (commencing
31 with Section 830) of Title 3 of Part 2 of the Penal Code, having
32 reason to believe that a motor vehicle, singly or in combination,
33 is being operated in excess of its registered declared gross *or*
34 *combined gross* vehicle weight, may require the driver to stop and
35 submit to an inspection or weighing of the vehicle or vehicles and
36 an inspection of registration documents.

37 SEC. 8. Section 5014.1 of the Vehicle Code is amended to
38 read:

39 5014.1. (a) Upon the implementation of the permanent
40 trailer identification plate program, the following applies:

(1) All trailers, except in cases where the registrant has elected to apply for trailer identification plates pursuant to Section 5014 or the trailer is exempt from registration pursuant to Section 36100 or 36109, shall receive an identification certificate upon conversion to the permanent trailer identification program. The following trailers, except as provided in Section 5101, may be assigned a trailer identification plate by the department in accordance with this section or an election may be made to keep the current plate on the expiration date of registration:

(A) Logging dolly.

(B) Pole or pipe dolly.

(C) Semitrailer.

(D) Trailer.

(E) Trailer bus.

(2) An auxiliary dolly or tow dolly may be assigned a permanent trailer identification plate.

(3) Trailer coaches and park trailers, as described in subdivision (b) of Section 18010 of the Health and Safety Code, are exempted from the permanent trailer identification plate program.

(b) The permanent trailer identification plate shall be in a size and design as determined by the department.

(c) The permanent trailer identification plate shall not expire.

(d) Upon sale or transfer of the commercial trailer or semitrailer, the assigned permanent trailer identification plate remains with the trailer or semitrailer for the life of the vehicle except as provided in Section 5101. Upon transfer of ownership, a new identification certificate shall be issued.

(e) A service fee, sufficient to pay at least the entire actual costs to the department, not to exceed twenty dollars (\$20) shall be assessed by the department upon assigning a permanent trailer identification plate.

(f) A fee of seven dollars (\$7) for substitute permanent trailer identification plates or certificates shall be charged.

(g) All outstanding trailer and semitrailer license plates and registration indicia that were issued under this code on December 31, 2001, shall be considered valid.

(h) Every trailer which is submitted for original registration in this state will be issued a permanent trailer identification plate and identification certificate.

(i) A service fee of ten dollars (\$10) shall be charged for each vehicle renewing its trailer plate or permanent trailer identification plate. These plates shall be renewed on the anniversary date of either the trailer plate expiration date or the date of issuance of the original permanent trailer identification plate, every five calendar years commencing in 2007.

SEC. 8.5. Section 5014.1 of the Vehicle Code is amended to read:

5014.1. (a) Upon the implementation of the permanent trailer identification plate program, the following applies:

(1) All trailers ~~will~~, *except in cases where the registrant has elected to apply for trailer identification plates pursuant to Section 5014 or the trailer is exempt from registration pursuant to Section 36100 or 36109*, shall receive an identification certificate upon conversion to the permanent trailer identification program. The following trailers, except as provided in Section 5101, may be assigned a trailer identification plate by the department in accordance with this section or an election may be made to keep the current plate on the expiration date of registration:

(A) Logging dolly.

(B) Pole or pipe dolly.

(C) Semitrailer.

(D) Trailer.

(E) Trailer bus.

(2) An auxiliary dolly or tow dolly may be assigned a permanent trailer identification plate.

(3) Trailer coaches and park trailers, as described in subdivision (b) of Section 18010 of the Health and Safety Code, are exempted from the permanent trailer identification plate program.

(b) The permanent trailer identification plate shall be in a size and design as determined by the department.

(c) The permanent trailer identification plate *and the permanent trailer identification certificate* shall not expire *as long as the appropriate fees have been paid*.

(d) Upon sale or transfer of the ~~commercial~~ trailer or semitrailer, the assigned permanent trailer identification plate ~~remains~~ *shall remain* with the trailer or semitrailer for the life of the vehicle except as provided in Section 5101. Upon transfer of

ownership, a new identification certificate shall be issued *and the transferee shall pay a fee of seven dollars (\$7).*

(e) A service fee, sufficient to pay at least the entire actual costs to the department, not to exceed twenty dollars (\$20) shall be assessed by the department upon ~~assigning a converting to the permanent trailer identification plate program.~~

(f) A fee of seven dollars (\$7) for substitute permanent trailer identification plates or certificates shall be charged.

(g) All ~~outstanding valid~~ trailer and semitrailer license plates and registration indicia that were issued under this code ~~on prior to December 31, 2001, shall be considered valid~~ upon which is affixed a permanent trailer identification sticker issued by the department, may be displayed in lieu of a permanent trailer identification plate as described in Sections 5011 and 5014.

(h) Every trailer ~~which~~ that is submitted for original registration in this state ~~will~~ shall be issued a permanent trailer identification plate and identification certificate.

(i) A service fee of ten dollars (\$10) shall be charged for each vehicle renewing ~~its trailer plate or permanent trailer identification plate~~ plates pursuant to this section. These plates shall be renewed on the anniversary date of either the trailer plate expiration date or the date of issuance of the original permanent trailer identification plate, every five calendar years commencing ~~in 2007~~ December 31, 2006.

SEC. 8.7. Section 5017 of the Vehicle Code is amended to read:

5017. (a) Each identification plate issued under Section 5016 shall bear a distinctive number to identify the equipment, logging vehicle, trailer, semitrailer, or implement of husbandry for which it is issued. The owner, upon being issued a plate, shall attach it to the equipment, logging vehicle, or implement of husbandry for which it is issued and shall carry the identification certificate issued by the department as provided by Section 4454. It shall be unlawful for any person to attach or use the plate upon any other equipment, logging vehicle, trailer, semitrailer, or implement of husbandry. If the equipment, logging vehicle, or implement of husbandry is destroyed or the ownership thereof transferred to another person, the person to whom the plate was issued shall within 10 days notify the department, on a form approved by the department, that the equipment, logging vehicle, trailer,

semitrailer, or implement of husbandry has been destroyed or the ownership thereof transferred to another person.

(b) Upon the implementation of the permanent trailer identification plate program, all trailers except those exempted in paragraph 1 and (3) of subdivision (a) of Section 5014.1 may be assigned a single permanent plate for identification purposes. Upon issuance of the plate, it shall be attached to the vehicle pursuant to Sections 5200 and 5201.

(c) An identification certificate shall be issued for each trailer or semitrailer assigned an identification plate. The identification certificate shall contain upon its face, the date issued, the name and residence or business address of the registered owner or lessee and of the legal owner, if any, the vehicle identification number assigned to the trailer or semitrailer, and a description of the trailer or semitrailer as complete as that required in the application for registration of the trailer or semitrailer. When an identification certificate has been issued to a trailer or semitrailer, the owner or operator shall make that certificate available for inspection by a peace officer upon request.

(d) The application for transfer of ownership of a vehicle with a trailer plate or permanent trailer identification plate shall be made within 10 days of sale of the vehicle. A service fee of seven dollars (\$7) shall be charged according to subdivision (c) of Section 9261. The permanent trailer identification certificate is not a certificate of ownership as described in Section 38076.

SEC. 8.9. Section 5017 of the Vehicle Code is amended to read:

5017. (a) Each identification plate issued under Section 5016 shall bear a distinctive number to identify the equipment, logging vehicle, trailer, semitrailer, or implement of husbandry for which it is issued. The owner, upon being issued a plate, shall attach it to the equipment, logging vehicle, or implement of husbandry for which it is issued and shall carry the identification certificate issued by the department as provided by Section 4454. It shall be unlawful for any person to attach or use the plate upon any other equipment, logging vehicle, trailer, semitrailer, or implement of husbandry. If the equipment, logging vehicle, or implement of husbandry is destroyed or the ownership thereof transferred to another person, the person to whom the plate was issued shall within 10 days notify the department, on a form approved by the

1 department, that the equipment, logging vehicle, trailer,
2 semitrailer, or implement of husbandry has been destroyed or the
3 ownership thereof transferred to another person.

4 (b) Upon the implementation of the permanent trailer
5 identification plate program, all trailers except those exempted in
6 paragraph (1) and (3) of subdivision (a) of Section 5014.1 may be
7 assigned a single permanent plate for identification purposes.
8 Upon issuance of the plate, it shall be attached to the vehicle
9 pursuant to Sections 5200 and 5201.

10 (c) An identification certificate shall be issued for each trailer
11 or semitrailer assigned an identification plate. The identification
12 certificate shall contain upon its face, the date issued, the name and
13 residence or business address of the registered owner or lessee and
14 of the legal owner, if any, the vehicle identification number
15 assigned to the trailer or semitrailer, and a description of the trailer
16 or semitrailer as complete as that required in the application for
17 registration of the trailer or semitrailer. *For those trailers*
18 *registered under Article 4 (commencing with Section 8050) of*
19 *Chapter 4 on the effective date of the act adding this sentence that*
20 *are being converted to the permanent trailer identification*
21 *program, the identification card may contain only the name of the*
22 *registrant, and the legal owner's name is not required to be shown.*
23 *Upon transfer of those trailers, the identification card shall*
24 *contain the name of the owner and legal owner, if any.* When an
25 identification certificate has been issued to a trailer or semitrailer,
26 the owner or operator shall make that certificate available for
27 inspection by a peace officer upon request.

28 (d) The application for transfer of ownership of a vehicle with
29 a trailer plate or permanent trailer identification plate shall be
30 made within 10 days of sale of the vehicle. ~~A service fee of seven~~
31 ~~dollars (\$7) shall be charged according to subdivision (e) of~~
32 ~~Section 9261.~~ The permanent trailer identification certificate is
33 not a certificate of ownership as described in Section 38076.

34 SEC. 9. Section 6700.2 of the Vehicle Code is amended to
35 read:

36 6700.2. (a) Notwithstanding Section 4000.4, subdivision (a)
37 of Section 6700, or Section 6702, a nonresident daily commuter
38 may operate a motor vehicle on the highways of this state only if
39 all of the following conditions are met:

1 (1) The motor vehicle is a passenger vehicle or a commercial
2 vehicle of less than 8,001 pounds unladen weight with not more
3 than two axles of the type commonly referred to as a pickup truck.

4 (2) The motor vehicle is used regularly to transport passengers
5 on the highways of this state principally between, and to and from,
6 the place of residence in a contiguous state and the place of
7 employment in this state by the owner of the motor vehicle and for
8 no other business purpose.

9 (3) The motor vehicle is not used in the course of a business
10 within this state, including the transportation of property other
11 than incidental personal property between, and to or from, the
12 place of residence in a contiguous state and the place of
13 employment of the motor vehicle owner in this state.

14 (4) Nothing in paragraphs (2) and (3) prohibits a nonresident
15 daily commuter operating a motor vehicle that displays currently
16 valid external vehicle identification indicia and who possess a
17 corresponding identification card issued pursuant to Section
18 6700.25 from using that vehicle for other lawful purposes.

19 (b) The exception to registration of a motor vehicle under the
20 conditions specified in this section does not supersede any other
21 exception to registration under other conditions provided by law.

22 (c) This section does not apply to a resident of a foreign
23 country.

24 SEC. 10. Section 9400.1 of the Vehicle Code is amended to
25 read:

26 9400.1. (a) (1) In addition to any other registration fee, there
27 shall be paid the fees set forth in this section for the registration of
28 commercial motor vehicles operated either singly or in
29 combination with a declared gross vehicle weight of 10,001
30 pounds or more. Pickup truck and electric vehicle weight fees are
31 not calculated under this section.

32 (2) The weight of a vehicle issued an identification plate
33 pursuant to an application under Section 5014, and the weight of
34 an implement of husbandry as defined in Section 36000, shall not
35 be considered when calculating, pursuant to this section, the
36 declared gross vehicle weight of a towing commercial motor
37 vehicle that is owned and operated exclusively by a farmer or an
38 employee of a farmer in the conduct of agricultural operations.

39 (3) *Tow trucks that are utilized to render assistance to the*
40 *motoring public or to tow or carry impounded vehicles shall pay*

fees in accordance with this section, except that the fee calculation shall be based only on the gross vehicle weight rating of the towing or carrying vehicle. Upon each initial or transfer application for registration of a tow truck described in this paragraph, the registered owner or lessee or that owner's or lessee's designee, shall certify to the department the gross vehicle weight rating of the tow truck.

Gross Vehicle Weight Range	Fee
10,001–15,000	\$ 257
15,001–20,000	353
20,001–26,000	435
26,001–30,000	552
30,001–35,000	648
35,001–40,000	761
40,001–45,000	837
45,001–50,000	948
50,001–54,999	1,039
55,000–60,000	1,173
60,001–65,000	1,282
65,001–70,000	1,398
70,001–75,000	1,650
75,001–80,000	1,700

(b) The fee changes effected by this section apply to (1) initial or original registration on and after December 31, 2001, of any commercial motor vehicle operated either singly or in combination with a declared gross vehicle weight of 10,001 pounds or more and (2) to renewal of registration of any commercial motor vehicle operated either singly or in combination, with a declared gross vehicle weight of 10,001 pounds or more for which registration expires on or after December 31, 2001.

SEC. 10.5. Section 9400.1 of the Vehicle Code is amended to read:

9400.1. (a) (1) In addition to any other registration fee, there shall be paid the fees set forth in this section for the registration of commercial motor vehicles operated either singly or in combination with a declared gross vehicle weight of 10,001

pounds or more. Pickup truck *and electric vehicle* weight fees are not calculated under this section.

(2) *The weight of a vehicle issued an identification plate pursuant to an application under Section 5014, and the weight of an implement of husbandry as defined in Section 36000, shall not be considered when calculating, pursuant to this section, the declared gross vehicle weight of a towing commercial motor vehicle that is owned and operated exclusively by a farmer or an employee of a farmer in the conduct of agricultural operations.*

(3) *Tow trucks that are utilized to render assistance to the motoring public or to tow or carry impounded vehicles shall pay fees in accordance with this section, except that the fee calculation shall be based only on the gross vehicle weight rating of the towing or carrying vehicle. Upon each initial or transfer application for registration of a tow truck described in this paragraph, the registered owner or lessee or that owner's or lessee's designee, shall certify to the department the gross vehicle weight rating of the tow truck.*

Gross Vehicle Weight Range	Fee
10,001–15,000	\$ 257
15,001–20,000	353
20,001–26,000	435
26,001–30,000	552
30,001–35,000	648
35,001–40,000	761
40,001–45,000	837
45,001–50,000	948
50,001–54,999	1,039
55,000–60,000	1,173
60,001–65,000	1,282
65,001–70,000	1,398
70,001–75,000	1,650
75,001–80,000	1,700

(b) The fee changes effected by this section apply to (1) initial or original registration on and after December 31, 2001, of any commercial motor vehicle operated either singly or in combination with a declared gross vehicle weight of 10,001 pounds or more and (2) to renewal of registration of any

1 commercial motor vehicle operated either singly or in
2 combination, with a declared gross vehicle weight of 10,001
3 pounds or more for which registration expires on or after
4 December 31, 2001.

5 *(c) (1) In addition to the fees set forth in subdivision (a), a*
6 *Cargo Theft Interdiction Program Fee of three dollars (\$3) shall*
7 *be paid at the time of initial or original registration or renewal of*
8 *registration of each motor vehicle subject to weight fees under this*
9 *section.*

10 *(2) This subdivision does not apply to vehicles used or*
11 *maintained for the transportation of persons for hire,*
12 *compensation or profit, pickup trucks, and tow trucks.*

13 *(3) For vehicles registered under Article 4 (commencing with*
14 *Section 8050) of Chapter 4, the fee imposed under this subdivision*
15 *shall be apportioned as required for registration fees under that*
16 *article.*

17 *(4) Funds collected pursuant to the Cargo Theft Interdiction*
18 *Program shall not be proportionately reduced for each month and*
19 *shall be transferred to the Motor Carriers Safety Improvement*
20 *Fund.*

21 *(d) Notwithstanding Section 42270 or any other provision of*
22 *law, of the moneys collected by the department under this section,*
23 *eighty-two dollars (\$82) for each initial, original, and renewal*
24 *registration shall be reported monthly to the Controller, and at the*
25 *same time, deposited in the State Treasury to the credit of the Motor*
26 *Vehicle Account in the State Transportation Fund. All other*
27 *moneys collected by the department under this section shall be*
28 *deposited to the credit of the State Highway Account in the State*
29 *Transportation Fund. Eighty-two dollars (\$82) of the fee imposed*
30 *under this section shall not be proportionately reduced for each*
31 *month. For vehicles registered under Article 4 (commencing with*
32 *Section 8050) of Chapter 4, the fee shall be apportioned as*
33 *required for registration under that article.*

34 SEC. 11. Section 9410 of the Vehicle Code is amended to
35 read:

36 9410. (a) One commercial vehicle weighing less than 8,001
37 pounds unladen, which displays the distinguishing license plate
38 designated in, and is registered to a person who qualifies for the
39 exemption provided by, Section 22511.5, or one commercial
40 vehicle weighing less than 8,001 pounds unladen, which is not

1 registered to a disabled person who qualifies for that exemption
2 but which has been assigned and displays a distinguishing license
3 plate and is used primarily for the transportation of the disabled
4 person, is exempt from the weight fees provided for in Section
5 9400.

6 (b) A commercial vehicle displaying a distinguishing placard
7 pursuant to Section 22511.5 is not exempt from weight fees.

8 SEC. 12. Section 9862.5 of the Vehicle Code is amended to
9 read:

10 9862.5. In computing any penalty imposed under this chapter,
11 a fraction of a dollar shall be disregarded unless it equals or
12 exceeds fifty cents (\$0.50), in which case it shall be treated as one
13 dollar (\$1).

14 SEC. 13. Section 12509 of the Vehicle Code is amended to
15 read:

16 12509. (a) Except as otherwise provided in subdivision (f) of
17 Section 12514, the department, for good cause, may issue an
18 instruction permit to any physically and mentally qualified person
19 who meets one of the following requirements and who applies to
20 the department for an instruction permit:

21 (1) Is age 15 years and 6 months or over and has successfully
22 completed approved courses in automobile driver education and
23 driver training as provided in paragraph (3) of subdivision (a) of
24 Section 12814.6.

25 (2) Is age 15 years and 6 months or over and has successfully
26 completed an approved course in automobile driver education and
27 is taking driver training as provided in paragraph (3) of
28 subdivision (a) of Section 12814.6.

29 (3) Is age 15 years or over and is enrolled in an approved driver
30 education course and is at the same time or during the same
31 semester enrolled in an approved driver training course.

32 (4) Is over the age of 17 years and 6 months.

33 (b) The applicant shall qualify for and be issued an instruction
34 permit within 12 months from the date of the application.

35 (c) An instruction permit issued pursuant to subdivision (a)
36 shall entitle the applicant to operate a vehicle, subject to the
37 limitations imposed by this section and any other provisions of
38 law, upon the highways for a period not exceeding 24 months from
39 the date of the application.

1 (d) Any person, while having in his or her immediate
2 possession a valid permit issued pursuant to subdivision (a), may
3 operate a motor vehicle, other than a motorcycle or a motorized
4 bicycle, when either taking the driver training instruction of a kind
5 referred to in paragraph (3) of subdivision (a) of Section 12814.6,
6 or when practicing that instruction, and when accompanied by, and
7 under the immediate supervision of, a California licensed driver
8 with a valid license of the appropriate class, 25 years of age or over
9 whose driving privilege is not on probation. The age requirement
10 of this subdivision does not apply if the licensed driver is the
11 parent, spouse, or guardian of the permitholder or is a licensed or
12 certified driving instructor. Except as provided in subdivision (e),
13 an accompanying licensed driver at all times shall occupy a
14 position within the driver's compartment that would enable the
15 accompanying licensed driver to assist the person in controlling
16 the vehicle as may be necessary to avoid a collision and to provide
17 immediate guidance in the safe operation of the vehicle.

18 (e) Any person while having in his or her immediate possession
19 a valid permit issued pursuant to subdivision (a), who is age 15
20 years and 6 months or over and who has successfully completed
21 approved courses in automobile education and driver training as
22 provided in paragraph (3) of subdivision (a) of Section 12814.6,
23 and any person while having in his or her immediate possession a
24 valid permit issued pursuant to subdivision (a) who is age 17 years
25 and 6 months or over, may, in addition to operating a motor vehicle
26 pursuant to subdivision (d), also operate a motorcycle or a
27 motorized bicycle, except that the person shall not operate a
28 motorcycle or a motorized bicycle during hours of darkness, shall
29 stay off any freeways that have full control of access and no
30 crossings at grade and shall not carry any passenger except an
31 instructor licensed under Chapter 1 (commencing with Section
32 11100) of Division 5 of this code or a qualified instructor as
33 defined in Section 18252.2 of the Education Code.

34 (f) No student shall take driver training instruction unless he or
35 she is at the same time taking driver education instruction or has
36 successfully completed driver education.

37 (g) The department may also issue an instruction permit to a
38 person who has been issued a valid driver's license to authorize the
39 person to obtain driver training instruction and to practice that



1 instruction in order to obtain another class of driver's license or an
2 endorsement.

3 (h) The department may further restrict permits issued under
4 subdivision (a) as it may determine to be appropriate to assure the
5 safe operation of a motor vehicle by the permittee.

6 SEC. 14. Section 16020 of the Vehicle Code is amended to
7 read:

8 16020. (a) Every driver and every owner of a motor vehicle
9 shall at all times be able to establish financial responsibility
10 pursuant to Section 16021, and shall at all times carry in the vehicle
11 evidence of the form of financial responsibility in effect for the
12 vehicle.

13 (b) "Evidence of financial responsibility" means any of the
14 following:

15 (1) A form issued by an insurance company or charitable risk
16 pool, as specified by the department pursuant to Section 4000.37.

17 (2) If the owner is a self-insurer, as provided in Section 16052
18 or a depositor, as provided in Section 16054.2, the certificate of
19 self-insurance or the assignment of deposit letter issued by the
20 department.

21 (3) An insurance covering note or binder pursuant to Section
22 382 or 382.5 of the Insurance Code.

23 (4) A showing that the vehicle is owned or leased by, or under
24 the direction of, the United States or any public entity, as defined
25 in Section 811.2 of the Government Code.

26 (c) For purposes of this section, "evidence of financial
27 responsibility" also may be obtained by a law enforcement officer
28 from an electronic reporting system when that system becomes
29 available for use by law enforcement officers.

30 (d) For purposes of this section, "evidence of financial
31 responsibility" also includes any of the following:

32 (1) The name of the insurance company and the number of an
33 insurance policy or surety bond that was in effect at the time of the
34 accident or at the time that evidence of financial responsibility is
35 required to be provided pursuant to Section 16028, if that
36 information is contained in the vehicle registration records of the
37 department.

38 (2) The identifying motor carrier of property permit number
39 issued by the Department of the California Highway Patrol to the
40 motor carrier of property as defined in Section 34601, and

1 displayed on the motor vehicle in the manner specified by the
2 Department of the California Highway Patrol.

3 (3) The identifying number issued to the household goods
4 carrier, passenger stage carrier, or transportation charter party
5 carrier by the Public Utilities Commission and displayed on the
6 motor vehicle in the manner specified by the commission.

7 (4) The identifying number issued by the Interstate Commerce
8 Commission or its successor federal agency, if proof of financial
9 responsibility must be presented to the issuing agency as part of the
10 identification number issuance process, and displayed on the
11 motor vehicle in the manner specified by the issuing agency.

12 (e) Evidence of financial responsibility does not include any of
13 the identification numbers in paragraph (1), (2), (3), or (4) of
14 subdivision (d) if the carrier is currently suspended by the issuing
15 agency for lack or lapse of insurance or other form of financial
16 responsibility.

17 SEC. 15. Section 16028 of the Vehicle Code is amended to
18 read:

19 16028. (a) Upon the demand of a peace officer pursuant to
20 subdivision (b) or upon the demand of a peace officer or traffic
21 collision investigator pursuant to subdivision (c), every person
22 who drives a motor vehicle upon a highway shall provide evidence
23 of financial responsibility for the vehicle that is in effect at the time
24 the demand is made. However, a peace officer shall not stop a
25 vehicle for the sole purpose of determining whether the vehicle is
26 being driven in violation of this subdivision.

27 (b) Whenever a notice to appear is issued for any alleged
28 violation of this code, except a violation specified in Chapter 9
29 (commencing with Section 22500) of Division 11 or any local
30 ordinance adopted pursuant thereto, the cited driver shall furnish
31 written evidence of financial responsibility upon request of the
32 peace officer issuing the citation. The peace officer shall request
33 and write the driver's evidence of financial responsibility on the
34 notice to appear, except when the peace officer is unable to write
35 the driver's evidence of financial responsibility on the notice to
36 appear due to an emergency that requires his or her presence
37 elsewhere. If the cited driver fails to provide evidence of financial
38 responsibility at the time the notice to appear is issued, the peace
39 officer may issue the driver a notice to appear for violation of
40 subdivision (a). The notice to appear for violation of subdivision

1 (a) shall be written on the same citation form as the original
2 violation.

3 (c) Whenever a peace officer, or a regularly employed and
4 salaried employee of a city or county who has been trained as a
5 traffic collision investigator, is summoned to the scene of an
6 accident described in Section 16000, the driver of any motor
7 vehicle that is in any manner involved in the accident shall furnish
8 written evidence of financial responsibility upon the request of the
9 peace officer or traffic collision investigator. If the driver fails to
10 provide evidence of financial responsibility when requested, the
11 peace officer may issue the driver a notice to appear for violation
12 of this subdivision. A traffic collision investigator may cause a
13 notice to appear to be issued for a violation of this subdivision,
14 upon review of that citation by a peace officer.

15 (d) (1) If, at the time a notice to appear for a violation of
16 subdivision (a) is issued, the person is driving a motor vehicle
17 owned or leased by the driver's employer, and the vehicle is being
18 driven with the permission of the employer, this section shall apply
19 to the employer rather than the driver. In that case, a notice to
20 appear shall be issued to the employer rather than the driver, and
21 the driver may sign the notice on behalf of the employer.

22 (2) The driver shall notify the employer of the receipt of the
23 notice issued pursuant to paragraph (1) not later than five days
24 after receipt.

25 (e) A person issued a notice to appear for a violation of
26 subdivision (a) may personally appear before the clerk of the court,
27 as designated in the notice to appear, and provide written evidence
28 of financial responsibility in a form consistent with Section 16020,
29 showing that the driver was in compliance with that section at the
30 time the notice to appear for violating subdivision (a) was issued.
31 In lieu of the personal appearance, the person may submit by mail
32 to the court written evidence of having had financial responsibility
33 at the time the notice to appear was issued. Upon receipt by the
34 clerk of that written evidence of financial responsibility in a form
35 consistent with Section 16020, further proceedings on the notice
36 to appear for the violation of subdivision (a) shall be dismissed.

37 SEC. 16. Section 20002 of the Vehicle Code is amended to
38 read:

39 20002. (a) The driver of any vehicle involved in an accident
40 resulting only in damage to any property, including vehicles, shall

1 immediately stop the vehicle at the nearest location that will not
2 impede traffic or otherwise jeopardize the safety of other
3 motorists. Moving the vehicle in accordance with this subdivision
4 does not affect the question of fault. The driver shall also
5 immediately do either of the following:

6 (1) Locate and notify the owner or person in charge of that
7 property of the name and address of the driver and owner of the
8 vehicle involved and, upon locating the driver of any other vehicle
9 involved or the owner or person in charge of any damaged
10 property, upon being requested, present his or her driver's license,
11 and vehicle registration, to the other driver, property owner, or
12 person in charge of that property. The information presented shall
13 include the current residence address of the driver and of the
14 registered owner. If the registered owner of an involved vehicle is
15 present at the scene, he or she shall also, upon request, present his
16 or her driver's license information, if available, or other valid
17 identification to the other involved parties.

18 (2) Leave in a conspicuous place on the vehicle or other
19 property damaged a written notice giving the name and address of
20 the driver and of the owner of the vehicle involved and a statement
21 of the circumstances thereof and shall without unnecessary delay
22 notify the police department of the city wherein the collision
23 occurred or, if the collision occurred in unincorporated territory,
24 the local headquarters of the Department of the California
25 Highway Patrol.

26 (b) Any person who parks a vehicle which, prior to the vehicle
27 again being driven, becomes a runaway vehicle and is involved in
28 an accident resulting in damage to any property, attended or
29 unattended, shall comply with the requirements of this section
30 relating to notification and reporting and shall, upon conviction
31 thereof, be liable to the penalties of this section for failure to
32 comply with the requirements.

33 (c) Any person failing to comply with all the requirements of
34 this section is guilty of a misdemeanor and, upon conviction
35 thereof, shall be punished by imprisonment in the county jail not
36 exceeding six months, or by a fine not exceeding one thousand
37 dollars (\$1,000), or by both that imprisonment and fine.

38 SEC. 17. Section 24612 is added to the Vehicle Code, to read:

39 24612. (a) All trailers and semitrailers having an overall
40 width of 80 inches or more and a gross vehicle weight rating of

1 more than 10,000 pounds, and manufactured on or after December
2 1, 1993, except those designed exclusively for living or office use,
3 and all truck tractors manufactured on or after July 1, 1997, shall
4 be equipped with the conspicuity system specified in federal
5 Motor Vehicle Safety Standard No. 108 (49 C.F.R. 571.108). The
6 conspicuity system shall consist of either retroreflective sheeting
7 or reflex reflectors, or a combination of retroreflective sheeting
8 and reflex reflectors, as specified in the federal standard applicable
9 on the date of manufacture of the vehicle.

10 (b) Any trailer, semitrailer, or motor truck having an overall
11 width of 80 inches or more and manufactured prior to December
12 1, 1993, and any truck tractor manufactured prior to July 1, 1997,
13 may be equipped with the conspicuity system described in
14 subdivision (a).

15 SEC. 18. Section 34672 of the Vehicle Code is amended to
16 read:

17 34672. If a motor carrier permit is paid for by a check that is
18 dishonored by the bank, the permit shall be canceled. The
19 department shall notify the carrier that the check was dishonored
20 and that the permit will be canceled 30 days from the date of
21 notification if the applicant does not make restitution. If the
22 applicant does not make restitution for the dishonored check, and
23 pay the dishonored check fee within 30 days of the notice, the
24 application for a motor carrier permit shall be canceled.

25 SEC. 19. The Legislature finds and declares that a special law,
26 as set forth in Section 5442.11 of the Business and Professions
27 Code, as added by Section 2 of this act, is necessary and that a
28 general law cannot be made applicable within the meaning of
29 Section 16 of Article IV of the California Constitution because of
30 the unique circumstances that exist in the Mid-City Recovery
31 Redevelopment Project Area in the City of Los Angeles. The facts
32 constituting the special circumstances are as follows:

33 The physical location of property in the Mid-City Recovery
34 Redevelopment Project Area would benefit the Community
35 Redevelopment Agency of the City of Los Angeles in its efforts
36 to revitalize the affected area if the property may be used in the
37 manner allowed by Section 2 of this act, with minimal disruption
38 of the purposes served by Section 5440 of the Business and
39 Professions Code.

1 SEC. 20. No reimbursement is required by this act pursuant
2 to Section 6 of Article XIII B of the California Constitution for
3 certain costs that may be incurred by a local agency or school
4 district because in that regard this act creates a new crime or
5 infraction, eliminates a crime or infraction, or changes the penalty
6 for a crime or infraction, within the meaning of Section 17556 of
7 the Government Code, or changes the definition of a crime within
8 the meaning of Section 6 of Article XIII B of the California
9 Constitution.

10 However, notwithstanding Section 17610 of the Government
11 Code, if the Commission on State Mandates determines that this
12 act contains other costs mandated by the state, reimbursement to
13 local agencies and school districts for those costs shall be made
14 pursuant to Part 7 (commencing with Section 17500) of Division
15 4 of Title 2 of the Government Code. If the statewide cost of the
16 claim for reimbursement does not exceed one million dollars
17 (\$1,000,000), reimbursement shall be made from the State
18 Mandates Claims Fund.

19 *SEC. 21. Section 7.5 of this bill incorporates amendments to*
20 *Section 4000.6 of the Vehicle Code proposed by both this bill and*
21 *AB 1472. It shall only become operative if (1) both bills are*
22 *enacted and become effective on or before January 1, 2002, (2)*
23 *each bill amends Section 4000.6 of the Vehicle Code, and (3) this*
24 *bill is enacted after AB 1472, in which case Section 7.3 of this bill*
25 *shall not become operative.*

26 *SEC. 22. Section 8.5 of this bill incorporates amendments to*
27 *Section 5014.1 of the Vehicle Code proposed by both this bill and*
28 *AB 1472. It shall only become operative if (1) both bills are*
29 *enacted and become effective on or before January 1, 2002, (2)*
30 *each bill amends Section 5014.1 of the Vehicle Code, and (3) this*
31 *bill is enacted after AB 1472, in which case Section 8 of this bill*
32 *shall not become operative.*

33 *SEC. 23. Section 8.9 of this bill incorporates amendments to*
34 *Section 5017 of the Vehicle Code proposed by both this bill and AB*
35 *1472. It shall only become operative if (1) both bills are enacted*
36 *and become effective on or before January 1, 2002, (2) each bill*
37 *amends Section 5017 of the Vehicle Code, and (3) this bill is*
38 *enacted after AB 1472, in which case Section 8.7 of this bill shall*
39 *not become operative.*



1 *SEC. 24. Section 10.5 of this bill incorporates amendments to*
2 *Section 9400.1 of the Vehicle Code proposed by both this bill and*
3 *AB 1472. It shall only become operative if (1) both bills are*
4 *enacted and become effective on or before January 1, 2002, (2)*
5 *each bill amends Section 9400.1 of the Vehicle Code, and (3) this*
6 *bill is enacted after AB 1472, in which case Section 10 of this bill*
7 *shall not become operative.*

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